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OFFICE OF PETITIONS

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| In re Patent No. 6,977,136 | : | |
| Issue Date: December 20, 2005 | : | |
| Application No. 09/730,904 | : | DECISION ON PETITION |
| Filed: December 5, 2000 | : | |
| Attorney Docket No. 141181-200200 | : | |

This is a decision on the "PETITION TO CORRECT PATENT UNDER 37 CFR 3.81b AND 37 CFR 1.182", filed August 18, 2006.

The petition under 37 CFR 3.81(b) is **GRANTED**.

The petition under 37 CFR 1.182 is **GRANTED**.

An application may issue in the name of an assignee rather than the applicant if requested prior to issuance of a patent.¹ However, in the event the request is not made prior to issuance, a Certificate of Correction under 37 CFR 1.323 may be requested. A request for a Certificate of Correction under 37 CFR 1.323 to correct the assignee's name will not be granted unless a petition under 37 CFR 1.183 is granted. Such petition under 37 CFR 1.183 should include:

¹ See 37 CFR 3.81.

- (A) the processing fee required by 37 CFR 1.17(i);
- (B) a request for issuance of the application in the name of the assignee, or a request that a patent be corrected to state the name of the assignee;
- (C) a statement that the assignment was submitted for recordation as set forth in 37 CFR 3.11 before issuance of the patent; and
- (D) a request for a certificate of correction under 37 CFR 1.323 accompanied by the fee set forth in 37 CFR 1.20(a).²

Any questions concerning this decision may be directed to the undersigned at (571)272-3207. Any questions concerning issuance of the duplicate Letters Patent should be directed to Krystal Paige at (703)308-9250, extension 139.

A copy of this decision is being forwarded to the Publishing Division for issuance of a duplicate Letters patent.

The matter is also being forwarded to the Certificate of Correction Branch for issuance of the requested Certificate of Correction.



Cliff Congo
Petitions Attorney
Office of Petitions

cc: Krystal Paige, P/OPPD (FAX 571-273-9756)

² MPEP 307.